



PATENT 5760-20100/VRTS-0691

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/789,902 February 27, 2004 Filed: Inventors: Spertus, et al.

Title: **INTERNAL**

> MONITORING OF APPLICATIONS IN A DISTRIBUTED

MANAGEMENT **FRAMEWORK**

Examiner: Unknown § § Group/Art Unit: 2141 Atty. Dkt. No: 5760-20100 99999999999 I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below. B. Noël Kivlin Printed Name

Signature

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant requests consideration of \(\) the references listed on the attached Form PTO-1449 and/or \(\text{ the additional information identified below in paragraph 3.} \) \boxtimes Pursuant to CFR §1.98(a)(2)(i), copies of the cited U.S. patents and/or U.S. patent application publications are not enclosed. \boxtimes A copy of each non-U.S. patent and/or non-U.S. patent application publication reference listed on the Form PTO-1449 is enclosed. The non-U.S. patent and/or non-U.S. patent application publication references listed on the Form PTO-1449 were previously cited in application serial no. to which the captioned application is seeking priority under 35 U.S.C. §120; therefore, a copy of each reference is not enclosed.

1.	This Information Disclosure Statement is submitted:				
	a.		within 3 months of the filing date of a national application other than a continued prosecution application under § 1.53(d); within 3 months of the date of entry of the national stage as set forth in § 1.491 in an International application; before the mailing date of a first Office Action on the merits; or before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.		
	b.		after the events of above paragraph 1à and prior to the mailing date of a final Office Action or Notice of Allowance, and thus: the certification of paragraph 2 below is provided, or a fee of \$180.00 is enclosed.		
	c.		after the mailing date of a final Office Action or a Notice of Allowance and prior to payment of the issue fee, and thus: the certification of paragraph 2 below is provided and a fee of \$180.00 is enclosed.		
2.	It is hereby certified:				
		that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in § 1.56(c) more than thirty (30) days prior to the filing of the information disclosure statement;			
		that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the Statement; or			
		was c foreign after r	o item of information contained in the Information Disclosure Statement ited in a communication from a foreign patent office in a counterpart application or, to the knowledge of the person signing the certification making reasonable inquiry, was known to any individual designated in § c) more than three (3) months prior to the filing of the Statement.		
3.			deration of the following additional information (including any co-pending ndoned U.S. applications, prior uses and/or sales, etc.) is requested:		
4.	For each non-English language reference listed on the attached Form PTO-1449:				
		referer	nce is made to an English language translation submitted herewith, and/or		
			nce is made to a foreign patent office search report (in the English age) submitted herewith, and/or		
			nce is made to an English language translation of a foreign patent office report submitted herewith, and/or		

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		reference is made to the concise explanation contained in the specification of the present application at page(s), and/or	e
		reference is made to the concise explanation set forth below:	
5.		Applicant also offers the following comments for the Examiner's consideration:	
6.		Also enclosed is a copy of a foreign search report citing these references.	
7.		The listed documents were brought to the attention of the Applicant(s) after payment of the issue fee in the captioned case. The documents were cited in communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosur Statement. Applicant(s) request this Information Disclosure Statement an attached Form PTO-1449 be placed in the file of the captioned application.	a n e
8.		Applicant(s) requests that the Information Disclosure Statement and attache Form PTO-1449 and references, which are being filed before the grant of th patent and pursuant to 37 C.F.R. § 1.97(i), be placed in the file of the captione application.	e
	If any	required fees are missing, the Commissioner is authorized to charge said fees t	o
Meyert	ons, Ho	od, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 501505/5760)-
20100/	BNK.		
		Respectfully submitted,	
		B	
		B. Noel Kivlin Reg. No. 33,929 Attorney for Applicant(s)	
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	53-8800		

Date: 5-10-05

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Form PTO-1449 (modified)

List of Patents and Publication For Applicant's Information

Disclosure Statement (Use several sheets if necessary) ATTY. DKT. NO. 5760-20100

APPLICANT: Spertus, et al.

SERIAL NO. 10/789,902

GROUP: 2141

FILING DATE: February 27, 2004 U.S. PATENT DOCUMENTS FILING DATE EXAM. REF. DOCUMENT NUMBER **NAME CLASS** DATE **SUB** APPROPRIAT **INITIALS** DES. **CLASS** 6,405,327 06/11/2002 Sipple, et al. 5,655,081 08/05/1997 Bonnell, et al. FOREIGN PATENT DOCUMENTS REF. DOCUMENT NUMBER DATE COUNTRY CLASS TRANSLATIO EXAM. **SUB** YES/NO **INITIALS** DES. **CLASS** OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.) **A**1 Rational Software Corporation; Rational PurifyPlus, Rational Purify, Rational PureCoverage, Rational Quantify; Installing and Getting Started; June 2003; Chapter 2, pgs. 31-52. A2 "Performance Analysis of Distributed Applications with ANSAmon"; B. Meyer, M. Heineken, and C. Popien; February 1995; Aachen University of Technology, Computer Science IV; Aachen, Germany.

EXAMINER:

DATE CONSIDERED:

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the patent owner.